

Jennifer C. Pizer (CA Bar No. 152327)  
 Lambda Legal Defense and Education Fund  
 4221 Wilshire Blvd., Suite 280  
 Los Angeles, CA 90010  
 (213) 590-5903  
 jpizer@lambdalegal.org

M. Currey Cook (NY Bar No. 4612834)  
 (admitted *pro hac vice*)  
 Lambda Legal Defense and Education Fund  
 120 Wall St., 19th Fl.  
 New York, New York 10005  
 ccook@lambdalegal.org  
 Telephone: (212) 809-8585

Sasha Buchert (OR Bar No. 070686)  
 (admitted *pro hac vice*)  
 Lambda Legal Defense and Education Fund  
 1776 K Street, NW, 8th Floor  
 Washington, DC 20006-2304  
 Sbuchert@lambdalegal.org  
 Telephone: (202) 804-6245

*Counsel for Plaintiffs*

Jeffrey B. Dubner (DC Bar No. 1013399)  
 (admitted *pro hac vice*)

Kristen Miller (DC Bar No. 229627)  
 (admitted *pro hac vice*)

Sean A. Lev (DC Bar. No. 449936)  
 (admitted *pro hac vice*)

Democracy Forward Foundation  
 P.O. Box 34553

Washington, DC 20043

jdubner@democracyforward.org

kmiller@democracyforward.org

slev@democracyforward.org

Telephone: (202) 448-9090

Kathryn E. Fort (MI Bar No. 69451)

(admitted *pro hac vice*)

Michigan State University College of Law

Indian Law Clinic

648 N. Shaw Lane

East Lansing, MI 48824

fort@msu.edu

Telephone: (517) 432-6992

*Counsel for Plaintiffs*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

CALIFORNIA TRIBAL FAMILIES COALITION,  
 YUOK TRIBE, CHEROKEE NATION, FACING  
 FOSTER CARE IN ALASKA, ARK OF  
 FREEDOM ALLIANCE, RUTH ELLIS CENTER,  
 and TRUE COLORS, INC.,

Plaintiffs,

v.

ALEX AZAR, in his official capacity as Secretary of  
 Health and Human Services, LYNN A. JOHNSON,  
 in her official capacity as Assistant Secretary for the  
 Administration for Children and Families, U.S.  
 DEPARTMENT OF HEALTH AND HUMAN  
 SERVICES, and ADMINISTRATION FOR  
 CHILDREN AND FAMILIES,

Defendants.

Case No. 3:20-cv-6018-MMC

**JOINT STIPULATED REQUEST AND  
 [PROPOSED] ORDER RE: BRIEFING  
 SCHEDULE**

Pursuant to this Court's Standing Order (ECF No. 38-1) and Local Civil Rules 6-2 and 7-12, the Parties hereby stipulate to and respectfully request entry of a Court order enlarging the time for summary judgment briefing consistent with the following schedule:

- Plaintiffs' motion for summary judgment is due February 15, 2021.
- Defendants' combined opposition to Plaintiffs' motion and cross-motion for summary judgment is due March 15, 2021.
- Plaintiffs' combined reply in support of their motion and opposition to Defendants' cross-motion is due March 29, 2021.
- Defendants' reply in support of their motion is due April 12, 2021.

This is the second time modification request by the Parties, who previously requested an enlargement of Defendants' deadline to file an answer and a certified copy of the Administrative Record. The Parties now seek this enlargement due to the obligations of Plaintiffs' Counsel in other matters, including five substantive filings and a hearing on a motion to dismiss in the second half of January. Given these scheduling constraints, the requested enlargement is necessary to allow Plaintiffs' Counsel time to prepare their motion. The only effect on this Court's schedule will be to extend the conclusion of summary judgment briefing by two weeks.

Accordingly, the Parties respectfully request that the Court enter the proposed stipulated schedule.

Dated: January 20, 2021

Respectfully submitted,

By: /s/ Jeffrey B. Dubner  
 Jeffrey B. Dubner (DC Bar No. 1013399)  
 (admitted *pro hac vice*)  
 Kristen Miller (DC Bar. No. 229627)  
 (admitted *pro hac vice*)  
 Sean A. Lev (DC Bar. No. 449936)  
 (admitted *pro hac vice*)  
 Democracy Forward Foundation  
 P.O. Box 34553  
 Washington, DC 20043  
 jdubner@democracyforward.org  
 kmiller@democracyforward.org  
 sleve@democracyforward.org  
 Telephone: (202) 448-9090

Jennifer C. Pizer (CA Bar. No. 152327)  
Lambda Legal Defense and Education Fund  
4221 Wilshire Blvd., Suite 280  
Los Angeles, CA 90010  
(213) 590-5903  
jpizer@lambdalegal.org

M. Currey Cook (NY Bar No. 4612834)  
(admitted *pro hac vice*)  
Lambda Legal Defense and Education Fund  
120 Wall St., 19th Fl.  
New York, New York 10005  
ccook@lambdalegal.org  
Telephone: (212) 809-8585

Sasha Buchert (Oregon Bar No. 070686)  
(admitted *pro hac vice*)  
Lambda Legal Defense and Education Fund  
1776 K Street, NW, 8th Floor  
Washington, DC 20006-2304  
Sbuchert@lambdalegal.org  
Telephone: (202) 804-6245

Kathryn E. Fort (MI Bar No. 69451)  
(admitted *pro hac vice*)  
Michigan State University College of Law  
Indian Law Clinic  
648 N. Shaw Lane  
East Lansing, MI 48824  
fort@msu.edu  
Telephone: (517) 432-6992

*Counsel for Plaintiffs*

Dated: January 20, 2021

Respectfully submitted,  
DAVID L. ANDERSON  
United States Attorney  
/s/ Emmet P. Ong  
EMMET P. ONG  
Assistant United States Attorney

*Counsel for Defendants*